

SEP 08 2004

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PTO/SB/01 (12-97)

Approved for use through 9/30/00. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**DECLARATION FOR UTILITY OR  
DESIGN  
PATENT APPLICATION  
(37 CFR 1.63)**

Declaration Submitted with Initial Filing       Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16(e)) required)  
OR

Attorney Docket Number	29912-719.201
First Named Inventor	Mathis
<i>COMPLETE IF KNOWN</i>	
Application Number	10/840,188
Filing Date	May 5, 2004
Group Art Unit	3732
Confirmation No.	7264
Examiner Name	Not Yet Assigned

As a below named Inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**DEVICE AND METHOD FOR MODIFYING THE SHAPE OF A BODY ORGAN**

*(Title of the Invention)*

the specification of which

is attached hereto

OR

was filed on (MM/DD/YYYY)

05/05/2004

as United States Application Number or PCT International

Application Number 10/840,188 and was amended on (MM/DD/YYYY)  (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES	Certified Copy Attached? NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(h) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto.

(Page 1 of 2)

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)

Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:  Customer Number 021971 → Place Customer Number Bar Code Label here

OR

Registered practitioner(s) name/registration number listed below

Name	Registration Number	Name	Registration Number

Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.

Direct all correspondence to:  Customer Number or Bar Code Label 021971 OR  Correspondence address below

Name	James R. Shay					
Address	Wilson Sonsini Goodrich & Rosati					
Address	650 Page Mill Road					
City	Palo Alto	State	CA	ZIP	94304	
Country	U.S.	Telephone	650-493-9300	Fax	650-493-6811	

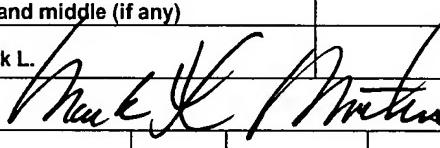
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:  A petition has been filed for this unsigned inventor

Given Name (first and middle if any) Family Name or Surname

Mark L.

Mathis

Inventor's Signature						Date <span style="border: 1px solid black; padding: 2px;">August 22, 2004</span>	
Residence: City	Fremont	State	CA	Country	USA	Citizenship	USA
Post Office Address	44619 Parkmeadow Drive						
Post Office Address	Fremont, CA 94539						
City	Fremont	State	CA	ZIP	94539	Country	USA

Additional inventors are being named on the 2 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto:

Please Type a plus sign (+) inside this box →

PTO/SB/02A (3-97)

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<b>DECLARATION</b>		ADDITIONAL INVENTOR(S) Supplemental Sheet Page <u>1</u> of <u>2</u>	
--------------------	--	---	--

<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any))			Family Name or Surname				
David			Reuter				
Inventor's Signature						Date	
Residence: City	Bothell	State	WA	Country	USA	Citizenship	USA
Post Office Address	3225 208th Place SE						
Post Office Address	Bothell, WA 98021						
City	Bothell	State	WA	ZIP	98021	Country	USA
<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any))			Family Name or Surname				
Lucas			Gordon				
Inventor's Signature						Date	
City	Vashon	State	WA	Country	USA	Citizenship	USA
Post Office Address	25713 Gold Beach Dr. SW						
Post Office Address	Vashon, WA 98070						
City	USA	State	CA	ZIP	98070	Country	USA
<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any))			Family Name or Surname				
Cruz			Beeson				
Inventor's Signature						Date	
City	Sacramento	State	CA	Country	USA	Citizenship	USA
Post Office Address	1562 Response Rd. Apt 1110						
Post Office Address	Sacramento, CA 95815						
City	USA	State	CA	ZIP	95815	Country	USA

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## DECLARATION

### ADDITIONAL INVENTOR(S) Supplemental Sheet Page 2 of 2

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any)			Family Name or Surname				
Garrett			Beget				
Inventor's Signature					Date		
Residence: City	Bothell	State	WA	Country	USA	Citizenship	USA
Post Office Address	12114 NE 171 <sup>st</sup> Place F104						
Post Office Address	Bothell, WA 98011						
City	Bothell	State	WA	ZIP	98011	Country	USA
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any)			Family Name or Surname				
Frederick			Stewart				
Inventor's Signature					Date		
City	Bellevue	State	WA	Country	USA	Citizenship	USA
Post Office Address	5803 153 <sup>rd</sup> Ave SE						
Post Office Address	Bellevue, WA 98006						
City	USA	State	CA	ZIP	98006	Country	USA
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any)			Family Name or Surname				
Inventor's Signature					Date		
City		State		Country		Citizenship	
Post Office Address							
Post Office Address							
City		State		ZIP		Country	

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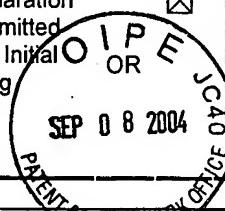
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Group Art Unit	3732
Confirmation No.	7264
Examiner Name	Not Yet Assigned

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Registered practitioner(s) name/registration number listed below

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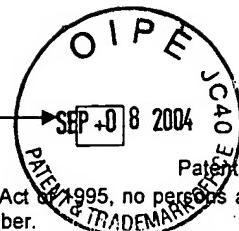
Direct all correspondence to:  Customer Number or Bar Code Label 021971 OR  Correspondence address below

Name	James R. Shay					
Address	Wilson Sonsini Goodrich & Rosati					
Address	650 Page Mill Road					
City	Palo Alto	State	CA	ZIP	94304	
Country	U.S.	Telephone	650-493-9300		Fax	650-493-6811

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:	<input type="checkbox"/> A petition has been filed for this unsigned inventor						
Given Name (first and middle (if any))			Family Name or Surname				
Mark L.			Mathis				
Inventor's Signature						Date	
Residence: City	Fremont	State	CA	Country	USA	Citizenship	USA
Post Office Address	44619 Parkmeadow Drive						
Post Office Address	Fremont, CA 94539						
City	Fremont	State	CA	ZIP	94539	Country	USA
<input checked="" type="checkbox"/> Additional inventors are being named on the 2 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto:							

Please Type a plus sign (+) inside this box



PTO/SB/02A (3-97)

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DECLARATION		ADDITIONAL INVENTOR(S) Supplemental Sheet Page <u>1</u> of <u>2</u>	
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Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor						
Given Name (first and middle (if any)		Family Name or Surname						
Inventor's Signature							Date	8/5/04
Residence: City	Bothell	State	WA	Country	USA	Citizenship	USA	
Post Office Address	3225 208th Place SE							
Post Office Address	Bothell, WA 98021							
City	Bothell	State	WA	ZIP	98021	Country	USA	
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor						
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		Gordon						
Inventor's Signature							Date	
City	Vashon	State	WA	Country	USA	Citizenship	USA	
Post Office Address	25713 Gold Beach Dr. SW							
Post Office Address	Vashon, WA 98070							
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		Beeson						
Inventor's Signature							Date	
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Inventor's Signature					Date		
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Post Office Address							
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<input type="checkbox"/> Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto.			
As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: <input checked="" type="checkbox"/> Customer Number <span style="border: 1px solid black; padding: 2px;">021971</span> → <span style="border: 1px solid black; padding: 2px; float: right;">Place Customer Number Bar Code Label here</span>			
OR			
<input type="checkbox"/> Registered practitioner(s) name/registration number listed below			
Name	Registration Number	Name	Registration Number

Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.

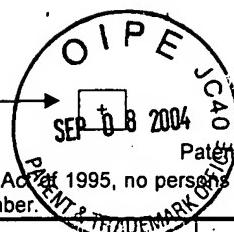
Direct all correspondence to: <input checked="" type="checkbox"/> Customer Number or Bar Code Label <span style="border: 1px solid black; padding: 2px;">021971</span>		OR <input type="checkbox"/> Correspondence address below	
Name	James R. Shay		
Address	Wilson Sonsini Goodrich & Rosati		
Address	650 Page Mill Road		
City	Palo Alto	State	CA
Country	U.S.	Telephone	650-493-9300
		Fax	650-493-6811

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:	<input type="checkbox"/> A petition has been filed for this unsigned inventor						
Given Name (first and middle (if any))			Family Name or Surname				
Mark L.			Mathis				
Inventor's Signature						Date	
Residence: City	Fremont	State	CA	Country	USA	Citizenship	USA
Post Office Address	44619 Parkmeadow Drive						
Post Office Address	Fremont, CA 94539						
City	Fremont	State	CA	ZIP	94539	Country	USA
<input checked="" type="checkbox"/> Additional inventors are being named on the <u>2</u> supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto:							

Please Type a plus sign (+) inside this box

PTO/SB/02A (3-97)



Approved for use through 9/30/98, OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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## DECLARATION

### ADDITIONAL INVENTOR(S) Supplemental Sheet Page 1 of 2

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any))			Family Name or Surname				
David			Reuter				
Inventor's Signature						Date	
Residence: City	Bothell	State	WA	Country	USA	Citizenship	USA
Post Office Address	3225 208th Place SE						
Post Office Address	Bothell, WA 98021						
City	Bothell	State	WA	ZIP	98021	Country	USA
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any))			Family Name or Surname				
Lucas			Gordon				
Inventor's Signature	<i>Lucas Gordon</i>					Date	<u>8/2/04</u>
City	Vashon	State	WA	Country	USA	Citizenship	USA
Post Office Address	25713 Gold Beach Dr. SW						
Post Office Address	Vashon, WA 98070						
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Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any))			Family Name or Surname				
Cruz			Beeson				
Inventor's Signature						Date	
City	Sacramento	State	CA	Country	USA	Citizenship	USA
Post Office Address	1562 Response Rd. Apt 1110						
Post Office Address	Sacramento, CA 95815						
City	USA	State	CA	ZIP	95815	Country	USA

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Please Type a plus sign (+) inside this box → +

PTO/SB/02A (3-97)

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## DECLARATION

### ADDITIONAL INVENTOR(S) Supplemental Sheet Page 2 of 2

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any)			Family Name or Surname				
Garrett			Beget				
Inventor's Signature						Date	
Residence: City	Bothell	State	WA	Country	USA	Citizenship	USA
Post Office Address	12114 NE 171 <sup>st</sup> Place F104						
Post Office Address	Bothell, WA 98011						
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Given Name (first and middle (if any)			Family Name or Surname				
Frederick			Stewart				
Inventor's Signature						Date	
City	Bellevue	State	WA	Country	USA	Citizenship	USA
Post Office Address	5803 153 <sup>rd</sup> Ave SE						
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City		State		Country		Citizenship	
Post Office Address							
Post Office Address							
City		State		ZIP		Country	

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→ +

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PTO/SB/01 (12-97)

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**DECLARATION FOR UTILITY OR  
DESIGN  
PATENT APPLICATION  
(37 CFR 1.63)**

Declaration Submitted with Initial Filing       Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16(e)) required)  
OR

Attorney Docket Number	29912-719.201
First Named Inventor	Mathis
<i>COMPLETE IF KNOWN</i>	
Application Number	10/840,188
Filing Date	May 5, 2004
Group Art Unit	3732
Confirmation No.	7264
Examiner Name	Not Yet Assigned

As a below named Inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**DEVICE AND METHOD FOR MODIFYING THE SHAPE OF A BODY ORGAN**

*(Title of the Invention)*

the specification of which

is attached hereto

OR

was filed on (MM/DD/YYYY)

05/05/2004

as United States Application Number or PCT International

Application Number 10/840,188 and was amended on (MM/DD/YYYY)  (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES	Certified Copy Attached? NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(h) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto.

(Page 1 of 2)

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Please Type a plus sign (+) inside this box

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PTO/SB/01 (12-97)

Approved for use through 9/30/00. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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## DECLARATION — Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of the application is not designated in the prior United States or PCT international application in the manner provided by the first paragraph of 31 U.S.C. 112. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)

Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:  Customer Number 021971 → Place Customer Number Bar Code Label here

OR

Registered practitioner(s) name/registration number listed below

Name	Registration Number	Name	Registration Number

Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.

Direct all correspondence to:  Customer Number or Bar Code Label 021971 OR  Correspondence address below

Name	James R. Shay					
Address	Wilson Sonsini Goodrich & Rosati					
Address	650 Page Mill Road					
City	Palo Alto	State	CA	ZIP	94304	
Country	U.S.	Telephone	650-493-9300		Fax	650-493-6811

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:	<input type="checkbox"/> A petition has been filed for this unsigned inventor						
Given Name (first and middle (if any))			Family Name or Surname				
Mark L.			Mathis				
Inventor's Signature						Date	
Residence: City	Fremont	State	CA	Country	USA	Citizenship	USA
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<input checked="" type="checkbox"/> Additional inventors are being named on the 2 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto:							

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PTO/SB/02A (3-97)

Approved for use through 9/30/98, OMB 0651-0032

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### ADDITIONAL INVENTOR(S) Supplemental Sheet Page 1 of 2

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Inventor's Signature						Date	
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Inventor's Signature						Date	
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Given Name (first and middle (if any))			Family Name or Surname				
Cruz			Beeson				
Inventor's Signature	<i>Cruz Beeson</i>					Date	8/27/04
City	Sacramento	State	CA	Country	USA	Citizenship	USA
Post Office Address	1562 Response Rd. Apt 1110						
Post Office Address	Sacramento, CA 95815						
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PTO/SB/02A (3-97)

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Garrett			Beget				
Inventor's Signature					Date		
Residence: City	Bothell	State	WA	Country	USA	Citizenship	USA
Post Office Address	12114 NE 171 <sup>st</sup> Place F104						
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Frederick			Stewart				
Inventor's Signature					Date		
City	Bellevue	State	WA	Country	USA	Citizenship	USA
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Post Office Address	Bellevue, WA 98006						
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Given Name (first and middle (if any)			Family Name or Surname				
Inventor's Signature					Date		
City		State		Country		Citizenship	
Post Office Address							
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PTO/SB/01 (12-97)

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**DECLARATION FOR UTILITY OR  
DESIGN  
PATENT APPLICATION  
(37 CFR 1.63)**

Declaration  
Submitted  
with Initial  
Filing

Declaration  
Submitted after Initial  
Filing (surcharge  
(37 CFR 1.16(e))  
required)

OR

Attorney Docket Number	29912-719.201
First Named Inventor	Mathis
<i>COMPLETE IF KNOWN</i>	
Application Number	10/840,188
Filing Date	May 5, 2004
Group Art Unit	3732
Confirmation No.	7264
Examiner Name	Not Yet Assigned

As a below named Inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**DEVICE AND METHOD FOR MODIFYING THE SHAPE OF A BODY ORGAN**

*(Title of the Invention)*

the specification of which

is attached hereto

OR

was filed on (MM/DD/YYYY)

05/05/2004

as United States Application Number or PCT International

Application Number 10/840,188 and was amended on (MM/DD/YYYY)  (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

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I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES	Certified Copy Attached? NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(h) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto.

(Page 1 of 2)

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Please Type a plus sign (+) inside this box

+

PTO/SB/01 (12-97)

Approved for use through 9/30/00. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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## DECLARATION — Utility or Design Patent Application

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As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:  Customer Number 021971 → Place Customer Number Bar Code Label here

OR

Registered practitioner(s) name/registration number listed below

Name	Registration Number	Name	Registration Number

Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.

Direct all correspondence to:  Customer Number or Bar Code Label 021971 OR  Correspondence address below

Name	James R. Shay					
Address	Wilson Sonsini Goodrich & Rosati					
Address	650 Page Mill Road					
City	Palo Alto	State	CA	ZIP	94304	
Country	U.S.	Telephone	650-493-9300		Fax 650-493-6811	

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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PTO/SB/02A (3-97)

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<b>DECLARATION</b>		<b>ADDITIONAL INVENTOR(S) Supplemental Sheet Page <u>1</u> of <u>2</u></b>	
--------------------	--	--	--

<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any))			Family Name or Surname				
David			Reuter				
Inventor's Signature						Date	
Residence: City	Bothell	State	WA	Country	USA	Citizenship	USA
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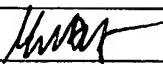
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Given Name (first and middle (if any)			Family Name or Surname				
Garrett			Beget				
Inventor's Signature						Date	8/2/04
Residence: City	Bothell	State	WA	Country	USA	Citizenship	USA
Post Office Address	12114 NE 171 <sup>st</sup> Place F104						
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PTO/SB/01 (12-97)

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Declaration Submitted with Initial Filing

Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16(e)) required)

OR

Attorney Docket Number	29912-719.201
First Named Inventor	Mathis
<b>COMPLETE IF KNOWN</b>	
Application Number	10/840,188
Filing Date	May 5, 2004
Group Art Unit	3732
Confirmation No.	7264
Examiner Name	Not Yet Assigned

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*(Title of the Invention)*

the specification of which

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as United States Application Number or PCT International

Application Number **10/840,188** and was amended on (MM/DD/YYYY)  (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES	Certified Copy Attached? NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(h) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto.

(Page 1 of 2)

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+

PTO/SB/01 (12-97)

Approved for use through 9/30/00. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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## DECLARATION — Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of the application is not designated in the prior United States or PCT international application in the manner provided by the first paragraph of 31 U.S.C. 112. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)

Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:  Customer Number  →

OR

Registered practitioner(s) name/registration number listed below

Place Customer  
Number Bar  
Code Label here

Name	Registration Number	Name	Registration Number

Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.

Direct all correspondence to:  Customer Number  
or Bar Code Label  OR  Correspondence address below

Name	James R. Shay					
Address	Wilson Sonsini Goodrich & Rosati					
Address	650 Page Mill Road					
City	Palo Alto	State	CA	ZIP	94304	
Country	U.S.	Telephone	650-493-9300	Fax	650-493-6811	

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:	<input type="checkbox"/> A petition has been filed for this unsigned inventor						
Given Name (first and middle (if any))			Family Name or Surname				
Mark L.			Mathis				
Inventor's Signature						Date	
Residence: City	Fremont	State	CA	Country	USA	Citizenship	USA
Post Office Address	44619 Parkmeadow Drive						
Post Office Address	Fremont, CA 94539						
City	Fremont	State	CA	ZIP	94539	Country	USA
<input checked="" type="checkbox"/> Additional inventors are being named on the <u>2</u> supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto:							

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PTO/SB/02A (3-97)

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<b>DECLARATION</b>		ADDITIONAL INVENTOR(S) Supplemental Sheet Page <u>1</u> of <u>2</u>					
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<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any))			Family Name or Surname				
David			Reuter				
Inventor's Signature						Date	
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Post Office Address	Bothell, WA 98021						
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<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
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Lucas			Gordon				
Inventor's Signature						Date	
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<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
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Cruz			Beeson				
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## DECLARATION

### ADDITIONAL INVENTOR(S) Supplemental Sheet Page 2 of 2

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
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Garrett			Beget				
Inventor's Signature						Date	
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Post Office Address	Bothell, WA 98011						
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Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
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Inventor's Signature						Date	8/13/04
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Post Office Address	5803 153 <sup>rd</sup> Ave SE						
Post Office Address	Bellevue, WA 98006						
City	USA	State	CA	ZIP	98006	Country	USA
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any))			Family Name or Surname				
Inventor's Signature						Date	
City		State		Country		Citizenship	
Post Office Address							
Post Office Address							
City		State		ZIP		Country	

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